

BILL NO. G-71-07-26

GENERAL ORDINANCE NO. G- 121-71

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Hystone Drive.

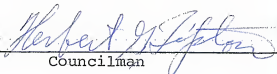
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of a public street by Stuart and Evelyn Ferchow, Rev. Claude Lawson, Frederick and Doretha Liebrecht, and Spencer and Ila Chase having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the Fort Wayne City Plan Commission on June 21, 1971 following a public hearing thereon, all in accordance with Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Ann. Statutes, 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public street in Fort Wayne, Allen County, Indiana, to-wit:


Hystone Drive from the South property line of Ventura Lane to the North property line of Farwood Avenue.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.


Councilman

APPROVED AS TO FORM
AND LEGALITY.


Associate CITY ATTORNEY

Read the first time in full and on motion by Tipton seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 19 ____, at _____ o'clock _____ P.M., E.S.T.)

Date: 7-27-71 Thad G. Bonahoom
City Clerk

Read the third time in full and on motion by Tipton seconded by Dunifon and duly adopted, placed on its passage.
Passed ~~(LOST)~~ by the following vote:

AYES	<u>8</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	<u>1</u>	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	_____	_____	_____	_____	_____	_____	<u>✓</u>	
Nuckols	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 8-10-71 Thad G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)~~ (General) ~~(Annexation)~~ (Special) ~~(Appropriation)~~ Ordinance ~~(Resolution)~~ No. 8-121-71 on the 10th day of August, 19 71.

ATTEST: (SEAL)
Thad G. Bonahoom
City Clerk

Phillip Hugovort
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of August, 19 71 at the hour of 8:30 o'clock 7 M., E.S.T.
Thad G. Bonahoom
City Clerk

Approved and signed by me this 13th day of August, 19 71, at the hour of 11:27 o'clock A M., E.S.T.
Harold S. Zeis
Mayor

Bill No. G-71-07-26

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of a portion
of Hystone Drive,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

HERBERT G. TIPTON, Chairman

JACK K. DUNIFON, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GEAKE

JOHN H. ROBINSON.

Herbert G. Tipton
Jack K. Dunifon
Thomas G. Adams
John H. Robinson

CONCURRED IN

DATE 8-10-71 FUAD G. BONAHOOM, CITY CLERK

RESOLUTION

WHEREAS, Stuart and Evelyn Ferchow, Rev. Claude Lawson, Frederick and Dortha Liebrecht, and Spencer and Ila Chase, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street and alley in Allen County, Indiana, to-wit:

Hystone Drive from the South Property line of Ventura Lane to the North Property Line of Farwood Avenue all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

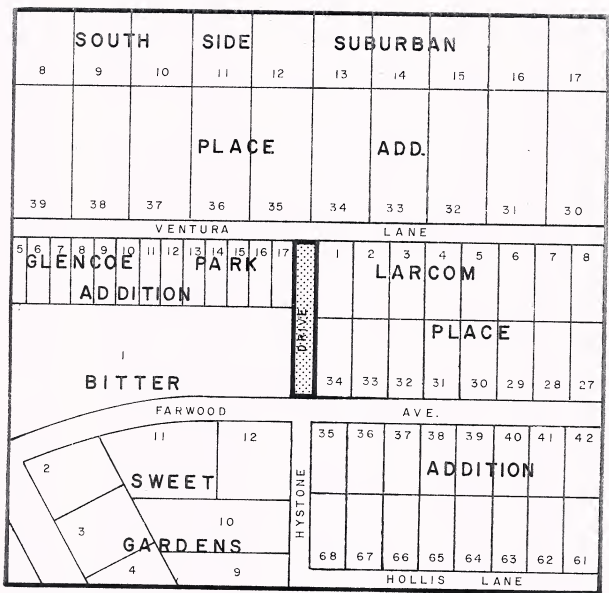
WHEARAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on June 21, 1971, at 7:30 O'clock P. M., and at such hearing there were no objections of any kind or character which ~~should~~ prevent the vacation of said public street;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.



STREET TO BE VACATED



Common Council City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

.89 lines, columns wide equals.....equivalent lines at.2884.....
cents per line \$25.63

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$25.63

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type.....5½.....point

Number of insertions.....2.....

Size of quad upon which type is cast.....5½.....

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 31, 1971

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....A. M. Hostman.....who, being duly sworn, says that.....She is.....Clerk.....of the

NEWS-SENT INEL

a.....DAILY.....newspaper of general circulation printed and published in the English language in the city { of FORT WAYNE, INDIANA }
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2.....time.....s., the dates of publication being as follows:

August 23, 1971

August 30, 1971

Subscribed and sworn to before me this 31st day of August, 1971

Notary Public

My commission expires March 8, 1974

I, Notary, do hereby certify that on the 10th day of August, 1971, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General Ordinance, to-wit:

Bill No. G-7142-22

GENERAL ORDINANCE NO. G-121-71

AN ORDINANCE amending General Ordinance No. G-27 by authorizing the vacation of a portion of Hynthe Drive, and the creation of a new street, to-wit: Hynthe Drive, in the City of Fort Wayne, Indiana.

SECTION 1. A portion of the vacation of a public street by Stuart and Evelyn Fackler, Rev. Claude Lewison, Fred and Corinne Liebrecht, and Spencer and the Cause herein been with the Fort Wayne City Plan Commission, and a resolution having been adopted by the Commission on June 21, 1971, following a public hearing thereon, in accordance with Section 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1962 of the General Assembly of the State of Indiana (Public Law 1962-1), and the placement, Section 174 of the Acts of 1962 adopted by the Common Council of the City of Fort Wayne on November 20, 1962, is amended by deleting the following public street in Fort Wayne, Allen County, Indiana, to-wit:

Hynthe Drive from the South Property line of Virginia Lane to the North Property line of Virginia Lane to the North Property line of Virginia Lane.

SECTION 2. After passage of this Ordinance, approved by the Mayor, and upon application, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

Read the third time in full and on motion by Tipton seconded by Guntion and duly adopted, placed on its prompt. Passed by Ayes: eight

Affirms: Guntion, Fay, Nuckles, Robinson, Rousseau, Steigewald, Tipton, News: none

Absent one, to-wit: Councilman Geake.

Oath: Rec-71.

FUAD G. BONAHOOM, City Clerk.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, on G-121-71 on the 10th day of August, 1971.

ATTEST:

FUAD G. BONAHOOM, City Clerk.

PHIL A. STEIGERWALD, Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of August, 1971, at the hour of 8:30 o'clock A.M.

FUAD G. BONAHOOM, City Clerk.

Approved and signed by me this 10th day of August, 1971, at the hour of 11:30 A.M. E.S.T.

HAROLD S. ZEIS, Mayor.

I, Fuad G. Bonaohoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify the above and foregoing is a full, true, and correct copy of General Ordinance No. G-121-71 passed by the Common Council of the City of Fort Wayne, Indiana, and approved by the Mayor on the 10th day of August, 1971, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of August, 1971.

FUAD G. BONAHOOM, City Clerk.

8-23-30.

Common Council, City of Ft. Wayne
(Governmental Unit)

To: JOURNAL-GAZETTE.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Total number of lines in notice

COMPUTATION OF CHARGES

89 lines.....columns wide equals.....equivalent lines at 288¢.....
cents per line \$ 25.63

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 25.63

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 $\frac{1}{2}$ point

Number of insertions 2

Size of quad upon which type is cast 5 $\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 31, 19 71

Title Clerk

Legal Notices

Notice is hereby given that on the 18th day of August, 1971, the Common Council of the City of Fort Wayne, Indiana, in a regular session, did pass the following General Ordinance, to-wit:

ALL MUNICIPAL ORDINANCE NO. G-121-71 AN ORDINANCE amending General Ordinance No. G-97 of the City of Fort Wayne, Indiana, in a regular session, did pass the following General Ordinance, to-wit:

SECTION 1. A petition for the vacation of a public street by Stuart and Evelyn Perchow, Rev. Claude Lawson, Frederick and Gertrude Labesch, and Spencer and Rita Labesch having been filed with the Fort Wayne City Plan Commission, and a resolution having been adopted by the City of Fort Wayne City Plan Commission on June 21, 1971, following a public hearing thereon, and in accordance with Section 44, Chapter 2 of the Acts of the General Assembly of the State of Indiana, as amended by Section 2, Chapter 383 of the Acts of 1967, of the General Assembly of the State of Indiana (Burns Ind. Ann. Statutes, 1964 Reprint), Sec. 35-141), the Township of Plain is set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1969, as amended by defining the following public street in Fort Wayne, Allen County, Indiana, to-wit:

SECTION 2. After passage of this Ordinance, approved by the Mayor and signed publication, a duly certified copy of this Ordinance, of the re-nomination of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be filed in the office of the City Clerk, to be filed in the Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Read the third time in full and on motion by motion seconded by motion and duly passed, placed on its passage. Passed by the following vote:

Ayes: none.
Adams, Gifford, Fay, Nuckols, Robinson, Rousseau, Stigler, Tipton, Tipton.

Noys: none.

Absent one, to-wit: Councilman Geake.

Date: 8-31-71.

FUAD G. BONAHOOM, City Clerk.

Presented and signed by the Common Council of the City of Fort Wayne, Indiana, in a regular session, did pass the following General Ordinance No. G-121-71 on the 18th day of August, 1971.

ATTEST:

FUAD G. BONAHOOM, City Clerk.

PHIL A. STEIGERWALD, Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of August, 1971, at the hour of 8:30 o'clock A.M., E.S.T.

FUAD G. BONAHOOM, City Clerk.

Approved and signed by me this 18th day of August, 1971, at the hour of 11:25 o'clock A.M., E.S.T.

HAROLD S. ZEIS, Mayor.

I, Fuad G. Bonaohoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-121-71 passed by the Common Council on the 18th day of August, 1971, and that said Ordinance was duly signed, and approved by the Mayor on the 18th day of August, 1971, and now remains on file and in my office.

Witness my hand and the official seal of the City of Fort Wayne, Indiana, this 18th day of August, 1971.

FUAD G. BONAHOOM, City Clerk.

8-23-30.

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

August 23, 1971

August 30, 1971

Subscribed and sworn to before me this 31st day of August 19 71

Edith Stapleton Notary Public

My commission expires March 8, 1974